# ELLIOTT & ELLIOTT, P.A.

## ATTORNEY AT LAW 1508 LADY STREET

COLUMBIA, SOUTH CAROLINA 29201 selliott@elliottlaw.us

SCOTT ELLIOTT

TELEPHONE (803) 771-0555 FACSIMILE (803) 771-8010

May 10, 2021

**VIA E-FILING** 

Ms. Jocelyn D. Boyd Chief Clerk and Administrator South Carolina Public Service Commission 101 Executive Center Drive Columbia, SC 29210

RE:

Joint Application for Approval of the Sale of Assets and Transfer of Facilities, Territory and Certificate of Public Convenience and Necessity from Synergy Utilities, L.P. to South Carolina Water Utilities, Inc. Docket No. 2021-130-S.

Dear Ms. Boyd:

Enclosed please find for filing the Affidavit of Mailing on behalf of Synergy Utilities, L.P. ("Synergy") and Certificate of Service in the above-captioned matter. By copy of this letter, I am serving all parties of record.

If you have questions, please do not hesitate to contact me.

Sincerely,

ELLIOTT & ELLIOTT, P.A.

Scott Elliott

SE/lbk

cc: All parties of record (w/encl. Via Electronic Mail)

## **BEFORE**

## THE PUBLIC SERVICE COMMISSION OF

## SOUTH CAROLINA

## DOCKET NO. 2021-130-S

IN RE; Joint Application for Approval of the	)	
Sale of Assets and Transfer of Facilities,	)	
Territory and Certificate of Public	)	AFFIDAVIT OF MAILING
Convenience and Necessity from Synergy	)	
Utilities, L.P. to South Carolina Water	)	
Utilities, Inc.	)	

Personally appeared before me, Blythe Larned, who after being duly sworn, deposes and states as follows: I am the Manager of Synergy Utilities, LP, I caused to be mailed on May 5, 2021, via First Class Mail, one copy of the attached Notice of Filing and Hearing in the above-captioned matter, to all affected customers at the customer addresses maintained in Synergy Utilities, LP's billing records.

Blythe Larned

SWORN TO AND SUBSCRIBED BEFORE ME

This 10th day of May 2021.

Notary Public for South Carolina

My Commission Expires: May 28, 2024

#### PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

#### **CLERK'S OFFICE**

## **NOTICE OF FILING**

#### **DOCKET NO. 2021-130-S**

Joint Application for Approval of the Sale of Assets and Transfer of Facilities, Territory and Certificate of Public Convenience and Necessity from Synergy Utilities, L.P. to South Carolina Water Utilities, Inc.

Synergy Utilities, L. P. ("Synergy") and South Carolina Water Utilities, Inc. ("SCWU") (collectively, the "Joint Applicants") jointly applied to the Public Service Commission of South Carolina ("Commission") for Approval of a Sale of Assets, including Sewer Facilities, Territories, and Certificates of Public Convenience and Necessity, from Synergy to SCWU("Application"). The Application was filed pursuant to S. C. Code Ann. Regs.103-504 and other applicable rules and regulations. On March 31, 2021, the Joint Applicants executed an asset purchase agreement (Exhibit C of the Application) in which SCWU will acquire Synergy's assets currently used to serve the customers of Synergy, including the transfer of sewer systems, territory, certificates, permits, powers and privileges, and including all of Synergy's sewer customers who will become customers of SCWU. The Application requests the Commission to permit SCWU to operate the sewer systems currently owned and operated by Synergy under the schedules of rates and charges currently approved for them by the Commission. The Joint Applicants also ask SCWU to operate the acquired system under the name "South Carolina Water Utilities, Inc."

If the Application or Petition in this case contains a request for adjustment of rates, the rates are subject to potential modification by the Commission during the course of this case.

A copy of the Companies' Joint Application can be found on the Commission's website at <a href="www.psc.sc.gov">www.psc.sc.gov</a> under **Docket No. 2021-130-S**. Additionally, a copy of the Joint Application is available from the offices of Charles L. A. Terreni, Esquire, Terreni Law Firm, LLC, 1508 Lady Street, Columbia, South Carolina 29201, Brian D. Bahr, Director, Rates & Regulatory, SouthWest Water Company, 1620 Grand Avenue Parkway, Suite 140, Pflugerville, Texas 78660 and Keith G. Parnell, Synergy Utilities, L.P., 816 E. Main Street, Lexington, South Carolina 29072.

Any person who wishes to participate in this matter as a Party of Record, should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before **June 1, 2021**, by filing the Petition to Intervene with the Commission, by providing a copy to the Office of Regulatory Staff and by providing a copy to all Parties of Record. For the receipt of future Commission correspondence, please include an email address in the Petition to Intervene. **Please refer to Docket No. 2021-130-S and mail a copy to all other Parties in this docket.** Any person who seeks to intervene and who wishes to testify and present evidence at the hearing, if scheduled, should notify, in writing, the Commission; the Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201; and the company at the above address, on or before **June 1, 2021**. **Please refer to Docket No. 2021-130-S.** 

A public hearing, if scheduled, will be held in Columbia, South Carolina in the offices of the Commission located at 101 Executive Center Drive, Suite 100, Columbia, South Carolina 29210, for the purpose of receiving testimony and other evidence from all interested Parties regarding this Application. The time and date of this hearing will be furnished to all interested Parties at a later date.

For the most recent information regarding this docket, including changes in scheduled dates included in this Notice, please refer to <a href="https://www.psc.sc.gov">www.psc.sc.gov</a> and <a href="https://www.psc.sc.gov">Docket No. 2021-130-S</a>.

Persons seeking information about the Commission's procedures should contact the Commission at (803) 896-5100 or visit its website at <a href="https://www.psc.sc.gov">www.psc.sc.gov</a>.

4/26/21

### CERTIFICATE OF SERVICE

The undersigned employee of Elliott & Elliott, P. A. does hereby certify that (s)he has served below listed parties with a copy of the pleading(s) indicated below by mailing a copy of same to them via Electronic Mail on the date indicate below:

RE:

Joint Application for Approval of the Sale of Assets and Transfer of Facilities, Territory and Certificate of Public Convenience and Necessity from Synergy Utilities, L.P. to South Carolina Water

Utilities, Inc.

DOCKET NO.:

2021-130-S

PARTIES SERVED:

Via Electronic Mail

Alexander W. Knowles, Esquire Benjamin P. Mustian, Esquire Office of Regulatory Staff 1401 Main Street, Suite 900 Columbia, SC 29201 aknowles@ors.sc.gov

bmustian@ors.sc.gov

Carri Grube - Lybarker, Esquire

Roger P. Hall, Esquire

SC Department of Consumer Affairs

P.O. Box 5757

Columbia, SC 29250

clybarker@scconsumer.gov rhall@scconsumer.gov

PLEADING:

AFFIDAVIT OF MAILING

This 10th day of May 2021.

Linda B. Kitchens, Paralegal

Elliott & Elliott, P.A. 1508 Lady Street Columbia, SC 29201 (803)771-0555

linda@elliottlaw.us